IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(Crl.).No. 284 of 2006(S)

PETITIONER:

JOSEPH J., S/O. JOHN,
AGED 29 YEARS, "JOSE BHAVAN" SNRA NO.78,
SOORYA NAGAR,POWDIKONAM P.O.,ULIYAZHATHURA VILLAGE
THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.RAMU RAMESH CHANDRA BHANU
SRI.V.GOPIKRISHNA

RESPONDENTS:
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1. THE CIRCLE INSPECTOR OF POLICE,
KAZHAKKUTTAM, THIRUVANANTHAPURAM.

2. THE SUB INSPECTOR OF POLICE,
KAZHAKKUTTAM POLICE STATION, THIRUVANANTHAPURAM.

3. RADHAMONI, W/O. JNANADAS,
"RAJI BHAVAN" TC.8/613, MANGADU,THIRUMALA VILLAGE,
THIRUVANANTHAPURAM TALUK,THIRUVANANTHAPURAM DIST.

BY ADDL.P.P.SRI.V.K.MOHANAN
GOVT.PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CRIMINAL) HAVING BEEN FINALLY HEARD ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B.KOSHY & K.PADMANABHAN NAIR,JJ.

W.P.(Crl)NO.284 OF 2006

Dated 19th December, 2006

JUDGMENT

Koshy,J.

This is a habeas corpus petition for production of the wife of the petitioner. The alleged detenue was present here and submitted that she is not under illegal custody. It is also submitted that she is employed and in view of the summons she came all the way from Delhi to appear in this court. It is further submitted that a petition is pending in the Family Court. We are not expressing any opinion regarding the merits of the case pending before the Family Court. Since the alleged detenue submitted that she is not under illegal custody, this habeas corpus petition is dismissed with a cost of Rs.5,000/=. We notice that the cost had been paid in the open court to be paid to the counsel for the respondent.

J.B.KOSHY
JUDGE

K.PADMANABHAN NAIR
JUDGE

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